



Attorney's Docket No. 035718/236392 (5718-113)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Tarczynski *et al.* Confirmation No.: 1627  
Appl No.: 09/930,906 Group Art Unit: 1638  
Filed: August 16, 2001 Examiner: Russell Kallis  
For: METHODS AND COMPOSITIONS FOR MODIFYING OIL AND PROTEIN  
CONTENT IN PLANTS

RECEIVED

December 1, 2003

DEC 08 2003

TECH CENTER 1600/2900

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO RESTRICTION REQUIREMENT**

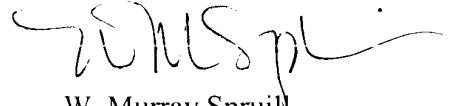
This is in response to the Office Action dated October 1, 2003, in which the Examiner has required restriction between Group I, namely Claims 1-2 and 4-20, Group II, namely Claim 3, Group III, namely Claims 16-20, and Group IV, namely Claims 21-26. Applicant hereby provisionally elects without traverse to prosecute the claims of Group I (Claims 1-2 and 4-20) and expressly reserves the right to file divisional applications or take such other appropriate measures deemed necessary to protect the inventions in the remaining claims.

Should the Examiner have further questions or comments with respect to examination of this case, it is respectfully requested that the Examiner telephone the undersigned so that further examination of this application can be expedited.

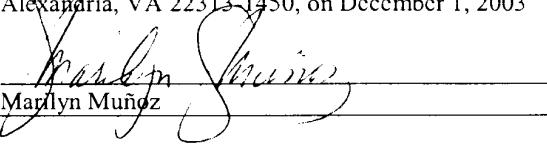
It is not believed that extensions of time or fees for net addition of claims are required, beyond those, which may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 CFR § 1.136(a), and any fee required

therefore (including fees for net addition of claims) is hereby authorized to be charged to Deposit Account No. 16-0605.

Respectfully submitted,



W. Murray Spruill  
Registration No. 32,943

<b>CUSTOMER NO. 29122</b> <b>ALSTON &amp; BIRD LLP</b> Bank of America Plaza 101 South Tryon Street, Suite 4000 Charlotte, NC 28280-4000 Tel Raleigh Office (919) 862-2200 Fax Raleigh Office (919) 862-2260	<b>CERTIFICATE OF MAILING</b>  I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on December 1, 2003   Marilyn Munoz
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CERTIFICATE OF MAILING  
  
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on December 1, 2003